

Docket No.

SUZ0028-US

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MUSCLE STRENGTH INCREASING DEVICE

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

#### Prior Foreign Application(s)

2003-297979  
(Number)

JAPAN  
(Country)

21/08/2003  
(Day/Month/Year Filed)

#### Priority Claimed

☒

PCT/JP2004/012236  
(Number)

PCT  
(Country)

19/08/2004  
(Day/Month/Year Filed)

☒

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

ALL ATTORNEYS AND PATENT AGENTS  
ASSOCIATED WITH CUSTOMER NO. 000909.

Send Correspondence to: Michael Bednarek  
PILLSBURY WINTHROP SHAW PITTMAN LLP  
1650 Tysons Boulevard  
McLean, VA 22102

Direct Telephone Calls to: *(name and telephone number)*  
Michael Bednarek at 703/770-7606

Full name of sole or first inventor	
Yoshiaki SATO	
Sole or first inventor's signature	Date
<i>Yoshiaki Sato</i>	February 8, 2006
Residence	
Tokyo, JAPAN	
Citizenship	
JAPAN	
Post Office Address	
2-4-1, Hachiman-cho, Fuchu-shi, Tokyo 183-0016, JAPAN	

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

SUZ0028-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

YOSHIAKI SATO

Serial No.: U.S. Nat'l. Phase of  
PCT/JP2004/012236

Filed: FEBRUARY 17, 2006

For: MUSCLE STRENGTH  
INCREASING DEVICE

ATTN. APPLICATION BRANCH

**COMMUNICATION REGARDING CHANGE OF TITLE**  
**ACCORDING TO POWER OF ATTORNEY**

Office of Initial Patent Examination  
Customer Service Center  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests the Office to record the title mentioned in the Declaration and Power of Attorney document i.e., --Muscle Strength Increasing Device -- instead of the title published in the International application i.e., "Muscular Strength Increasing Tool" as applicant believes this better describes the invention. A copy of the Declaration and Power of Attorney duly executed by applicant is being submitted herewith.

Entry of this communication into the Office records and prompt notification thereof is earnestly solicited.

10/568593

IAP201000111111 17 FEB 2006

Serial No.: U.S.Nat'l. Phase of PCT/JP2004/012236  
Art Unit: Unknown  
Inventor: Yoshiaki SATO

Attorney's Docket No.: SUZ0028-US  
Page 2

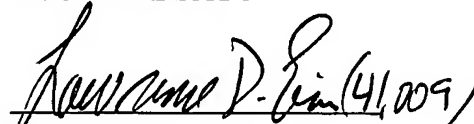
PILLSBURY WINTHROP  
SHAW PITTMAN LLP  
1650 Tysons Boulevard  
McLean, VA 22102  
Tel: 703/770-7900

Respectfully submitted,

YOSHIAKI SATO

Date: February 17, 2006

By:

  
Michael Bednarek  
Registration No. 32,329

Attachment: Copy of executed Declaration and Power of Attorney

MDB/LDE/ggb

Customer No. 00909

Docket No.  
SUZ0028-US

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

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#### Prior Foreign Application(s)

#### Priority Claimed

<u>2003-297979</u>	<u>JAPAN</u>	<u>21/08/2003</u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
<u>PCT/JP2004/012236</u>	<u>PCT</u>	<u>19/08/2004</u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

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(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

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_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

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Direct Telephone Calls to: *(name and telephone number)*  
Michael Bednarek at 703/770-7606

Full name of sole or first inventor Yoshiaki SATO	
Sole or first inventor's signature <i>Yoshiaki Sato</i>	Date February 8, 2006
Residence Tokyo, JAPAN	
Citizenship JAPAN	
Post Office Address 2-4-1, Hachiman-cho, Fuchu-shi, Tokyo 183-0016, JAPAN	

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	
Citizenship	
Post Office Address	